

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Allan D. McLean

Application No. 10/660,458

Filed: September 9, 2003

Confirmation No. 4909

For: APPLE TREE NAMED 'MC 38'

Examiner: Susan B. McCormick

Art Unit: 1661

Attorney Reference No. 6582-66871

CERTIFICATE OF MAILING

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: MAIL STOP MISSING PARTS, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450 on the date shown below.

Attorney
for Applicant(s)

Date Mailed January 14, 2004

REQUEST FOR CORRECTED OFFICIAL FILING RECEIPT

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Applicant has received the official Filing Receipt for the application referenced above, a copy of which (with requested correction shown in red ink) is attached as Exhibit A. Also attached is a copy of the Combined Declaration and Power of Attorney showing the Applicant's mailing address.

The following error appears in the name of the city of Applicant on the Filing Receipt:

| ITEM IN ERROR | CORRECT INFORMATION |
|----------------|---------------------|
| Harcourt North | Harcourt |

Applicant requests that the identified error be corrected and that a new official Filing Receipt be issued.

Please call the undersigned if any further information is required.

Respectfully submitted,

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By

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| 10/660,458 | 09/09/2003 | 1661 | 0.00 | 6582-66871 | 3 | 1 | 1 |

KLARQUIST SPARKMAN, LLP
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PREVIOUSLY SUBMITTED

CONFIRMATION NO. 4909

FILING RECEIPT



OC000000011394707

Date Mailed: 12/02/2003

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Allan D. McLean, Harcourt ~~North~~, AUSTRALIA;

Assignment For Published Patent Application

A.D. McLean Investments Pty. Ltd.;

Domestic Priority data as claimed by applicant

This application is a CON of 10/081,731 02/21/2002

Foreign Applications

If Required, Foreign Filing License Granted: 12/02/2003

Projected Publication Date: To Be Determined - pending completion of Missing Parts

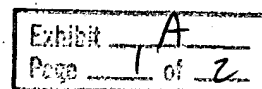
Non-Publication Request: No

Early Publication Request: No

** SMALL ENTITY **

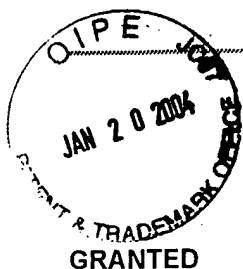
Title

Apple tree named 'MC38'



Preliminary Class

PLT



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